

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
AT CHARLESTON**

**IN RE: ETHICON, INC., PELVIC
REPAIR SYSTEM PRODUCTS
LIABILITY LITIGATION**

**Master File No. 2:12-MD-02327
MDL No. 2327**

**ETHICON WAVE 7 CASES LISTED IN
THIS EXHIBIT**

**Joseph R. Goodwin
UNITED STATES DISTRICT JUDGE**

Exhibit A to Defendants' Motion to Exclude Peggy Pence, Ph.D.

List of Applicable Cases¹

Case Name	Case Number	Product(s)
Mueller, Tabitha	2:15cv14871	TVT
Phillips, Deborah	2:15cv03766	TVT-O
Sutphin, Annette	2:14cv01379	TVT-O
Vargas, Sarah	2:14cv25584	TVT TVT-O

*** Defendants reserve the right to supplement this list should any plaintiff designate Dr. Pence as a general expert in MDL Wave 7.**

¹ Plaintiffs' designation states that they recognize the Fourth Circuit's affirmance of this Court's exclusion of evidence of compliance with the 510(k) process and "reserve the right to designate" Dr. Pence "[i]n the event of a contrary ruling." Ethicon understands this to mean that Dr. Pence is not designated at all if no FDA evidence is admitted, even though this is potentially inconsistent with Dr. Pence's current disclaimer of reliance on FDA regulations.